

DECLARATION AND POWER OF ATTORNEY FOR UNITED STATES PATENT APPLICATION

☒ Original

☐ Supplemental

☐ Substitute

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, and

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if more than one name is listed below) of the subject matter which is claimed and for which a United States patent is sought on the invention entitled

**PHARMACEUTICAL COMPOSITION COMPRISING A MACROLIDE
IMMUNOMODULATOR**

the specification of which:

☐ is attached hereto.

☐ was filed on _____ as Application No. _____
(day/month/year)

and, if this box (☐) contains an *

☐ was amended on _____
(day/month/year)

☒ was filed as Patent Cooperation Treaty international Application No.

PCT/EP 2004/003514 on 02 April 2004
(day/month/year)

and, if this box (☐) contains an *

☐ entered the national stage in the United States and was accorded Application No. _____

and, if this box (☐) contains an *

☐ was amended, subsequent to entry into the national stage, on _____
(day/month/year)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) specifically referred to above and, if this application was filed as a Patent Cooperation Treaty international application, by any amendments made during the international stage (including any made under Patent Cooperation Treaty Rule 91, Article 19 and Article 34).

I acknowledge my duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56, including, for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or Patent Cooperation Treaty international filing date of the continuation-in-part application.

I hereby claim the benefit under 35 U.S.C. 119(a)-(d) or (f) or 365(b) of any foreign application(s) for patent, inventor's certificate or plant breeder's right certificate listed below and under 35 U.S.C. 365(a) of any Patent Cooperation Treaty international application(s) designating at least one country other than the United States listed below and have also listed below any foreign application(s) for patent, inventor's certificate or plant breeder's right certificate and Patent Cooperation Treaty international application(s) designating at least one country other than the United States for the same subject matter and having a filing date before that of the application the priority of which is claimed for that subject matter:

COUNTRY/REGION (OR P.C.T.)	APPLICATION No.	FILING DATE (day/month/year)	PRIORITY CLAIMED
Great Britain	0307867.2	04 April 2003	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below:

APPLICATION NO.	FILING DATE (day/month/year)
-----------------	---------------------------------

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s) listed below and under 35 U.S.C. 365(c) of any Patent Cooperation Treaty international application(s) designating the United States listed below:

United States Application No.	United States Filing Date (day/month/year)	Status (Pending, Abandoned or U.S. Patent No.)	International Application No. and Filing Date (day/month/year)
----------------------------------	--	--	--

I hereby appoint all of the registered practitioners associated with Customer No. 001095, respectively and individually, as my attorneys and agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

If this box (☐) contains an x ☒, I hereby authorize the registered practitioners associated with Customer No. 001095 and any others acting on my behalf to take any action relating to this application based on communications from Corporate Intellectual Property of Novartis International AG, Basle, Switzerland, or an affiliate thereof or a successor thereto, without direct communication from me.

Please send all correspondence relating to this application to the address associated with Customer No. 001095.

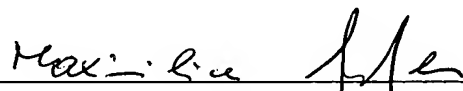
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made

with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of sole
or first joint inventor

Maximilian GRASSBERGER

Inventor's signature



Date

28/09/2005
(day/month/year)

Maximilian GRASSBERGER

Residence

1040 Wien, Austria

Citizenship

Austria

Post Office Address

**Schaumburgergasse 12/7
1040 Wien
Austria**

Full name of second
joint inventor, if any

Stefan HIRSCH

Inventor's signature

Date

(day/month/year)

Stefan HIRSCH

Residence

79539 Lörrach, Germany

Citizenship

Germany

Post Office Address

**Theodor-Heuss-Strasse 21A
79539 Lörrach
Germany**

IMPORTANT: Before this declaration is signed, the patent application (the specification, the claims and this declaration) must be read and understood by each person signing it, and no changes may be made in the application after this declaration has been signed.

Full name of third joint inventor, if any

Friedrich Karl MAYER

Inventor's signature

Friedrich Karl MAYER

Date

(day/month/year)

Residence

4104 Oberwil, Switzerland

Citizenship

**Austria
Im Ziegelgarten 9
4104 Oberwil
Switzerland**

Post Office Address

Full name of fourth joint inventor, if any

Nabila SEKKAT

Inventor's signature

Nabila SEKKAT

Date

(day/month/year)

Residence

4056 Basel, Switzerland

Citizenship

Morocco

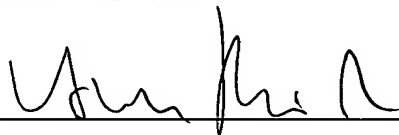
Post Office Address

**Davidsbodenstrasse 34
4056 Basel
Switzerland**

Full name of fifth joint inventor, if any

Anton STÜTZ

Inventor's signature



Anton STÜTZ

Date

28/09/2005
(day/month/year)

Residence

1238 Wien, Austria

Citizenship

**Austria
Haymogasse 140
1238 Wien
Austria**

Post Office Address

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Full name of sole
or first joint inventor **Maximilian GRASSBERGER**

Inventor's signature _____ Date _____
Maximilian GRASSBERGER (day/month/year)

Residence **1040 Wien, Austria**

Citizenship **Austria**

Post Office Address
Schaumburgergasse 12/7
1040 Wien
Austria

Full name of second
joint inventor, if any **Stefan HIRSCH**

Inventor's signature *Stefan Hirsch* Date 20/09/2005
Stefan HIRSCH (day/month/year)

Residence **79539 Lörrach, Germany**

Citizenship **Germany**

Post Office Address
Theodor-Heuss-Strasse 21A
79539 Lörrach
Germany

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Full name of third joint
inventor, if any

Friedrich Karl MAYER

Inventor's signature



Date

3 Oct. 2005

(day/month/year)

Friedrich Karl MAYER

Residence

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Citizenship

Austria

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**Im Ziegelgarten 9
4104 Oberwil
Switzerland**

Full name of fourth joint
inventor, if any

Nabila SEKKAT

Inventor's signature



Date

23/09/2005

(day/month/year)

Nabila SEKKAT

Residence

4056 Basel, Switzerland

Citizenship

Morocco

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4056 Basel

Switzerland**

Full name of fifth joint
inventor, if any

Anton STÜTZ

Inventor's signature

Anton STÜTZ

Date

(day/month/year)

Residence

1238 Wien, Austria

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Austria

Post Office Address

**Haymogasse 140
1238 Wien
Austria**